

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 7442

BILL NUMBER: HB 1357

DATE PREPARED: Jan 1, 2001

BILL AMENDED:

SUBJECT: Riverboat Duty.

FISCAL ANALYST: David Hoppmann

PHONE NUMBER: 232-9559

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill requires the Superintendent of the State Police Department to implement a voluntary recall to duty of retired State Police officers for assignment to riverboats. It requires a contract between the State Police Department and the Indiana Gaming Commission to provide for the employment of retired officers recalled to duty. It requires the terms of the contract to provide that other State Police officers may not be assigned to riverboat duty unless the number of retired officers recalled to duty is insufficient to fill the positions necessary to perform the Commission's duties. It also repeals a redundant section.

Effective Date: July 1, 2001.

Explanation of State Expenditures: The Indiana State Police would incur administrative expenses in implementing a voluntary recall to duty of certain retired State Police officers. Potential administrative costs include, but are not limited to, the following items: 1) the development of a contract between the State Police and the Indiana Gaming Commission (the Commission); 2) the development of a form utilized by the State Police for the voluntary recall; 3) potential medical examinations of returning retirees; 4) additional training; and 5) salary requirements.

Under current Indiana law, retired State Police officers are not allowed to be utilized for official duty. This bill would allow retired State Police officers (not more than 60 years of age) to be utilized on Indiana's ten riverboats. In addition, the Superintendent would not be allowed to assign other State Police officers to riverboats unless the number of returning retirees was insufficient to fill the positions necessary to perform the Commission's duties.

Personnel Funding

The funds and resources required above could be supplied through a variety of sources, including the following: 1) existing staff and resources not currently being used to capacity; 2) existing staff and resources currently being used in another program; 3) authorized, but vacant, staff positions, including those positions that would need to be reclassified; 4) funds that, otherwise, would be reverted; or 5) new appropriations.

Currently, the State Police has approximately 2,239 authorized enforcement and civilian positions in total. Of that total, approximately 1,436 are filled by law enforcement personnel. Currently, the State Police has approximately 217 vacant law enforcement and civilian positions.

Ultimately, the source of funds and resources required to satisfy the requirements of this bill would depend upon legislative and administrative actions. (Individual salaries could range from \$43,000 to \$55,000 annually.)

Retirees

Sixty-eight State Police officers retired during 1998 and 1999 ranging from Sergeant to Major in rank. Years of service ranged from approximately 20 to 37 years. Based on a starting age of 25 years, it is estimated that there is currently a total of 67 retirees who are likely to be less than 60 years of age within this cohort. (This analysis is based on State Police basic eligibility requirements of a minimum employment age of 21, and minimum work experience of two to three years plus training time at the State Law Enforcement Academy.)

The actual number of retirees available for recall to duty would also depend upon the number of individuals who retired during the years before 1998. (As one goes back further in time, however, retirees are more likely to be over the age of 60.) From 1995 to 1997, State Police officers who retired totaled 66 individuals. For the past five years (1995 to 1999), a total of 134 State Police officers retired. (All individuals within this cohort, as well as years prior to 1995, could be eligible for recall in accordance with the provisions of this bill.)

Personnel staffing levels within the Bureau of Field Operations would be less likely to fluctuate as a result of assigning retired State Police officers to riverboats instead of first utilizing officers from the Bureau of Field Operations. The specific effects of the provisions of this bill would depend upon the number of retirees wishing to return to service with the State Police, and the actual number of retirees who are less than 60 years of age.

Background Information: The Gaming Enforcement Division currently falls under the purview of the Bureau of Criminal Investigation within the State Police. Of the estimated 550 personnel assigned to the Bureau of Criminal Investigation, approximately 120 are assigned to the Gaming Enforcement Division. (The Gaming Enforcement Division primarily consists of noncivilian personnel who hold the rank of “Trooper”.) The Gaming Enforcement Division is comprised of two units: 1) the Background Investigative Unit (BIU); and 2) the Riverboat Investigative Unit (RIU).

Background Investigative Unit

The BIU is responsible for conducting background investigations of the owners, key management personnel and employees of the riverboat license holders and applicants, as well as riverboat supplier license holders and applicants. In addition, the BIU assists the RIU in long-term detailed gaming investigations. The BIU

consists of approximately 10 to 15 personnel of which most are enforcement officers.

Riverboat Investigative Unit

The RIU is responsible for serving as the enforcement arm of the Indiana Gaming Commission on Indiana's ten riverboats. RIU personnel investigate violations of State law and Indiana Gaming Commission rules. The State Police assigns nine enforcement personnel to each riverboat, respectively, totaling approximately 90 enforcement personnel in all. The RIU is comprised of a North and South Division.

The State Police currently utilizes a one-year rotation system to fill vacancies within the RIU (the BIU is permanently staffed). It fills approximately 85% through a competitive hiring process and approximately 15% through a lottery system. The State Police report that when personnel are transferred to RIU from the Bureau of Field Operations (highway patrol), new recruits are used to fill those vacancies. (Currently, there are approximately 50 recruits in training.)

Bureau of Field Operations

The Bureau of Field Operations is comprised of three divisions: 1) the North Field Operations; 2) the Central Field Operations; and 3) the South Field Operations. Enforcement personnel of these three divisions total approximately 1,000.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: State Police; State Law Enforcement Training Academy.

Local Agencies Affected:

Information Sources: Steve Hillman, State Police, (317) 232-8204; State Manning Table (November 2000); State Police 1995, 1996, 1997, 1998, and 1999 Annual Reports.